

However, and informed Magistrate Preschl that the thought ball ought to be fixed at least \$200.00 in each case. "You know, Your Honor," said the young man, "that if Mr. Stokes dies this will be a case of murder."

Ethel Conrad turned deathly pale and clutched at the railing. She recovered herself when Mr. McManus broke in with the more conservative report on the millionaire's condition.

MAGISTRATE MAKES IT \$25,000 FOR BOTH.

All three lawyers for the two girls protested against such high bail, but after he had listened to their arguments, Magistrate Preschl said:

"I will fix bail at \$25,000 in each case and hold the prisoners for forty-eight hours, when, if Mr. Stokes is able to appear, we will hold the examination. Meantime, I grant permission to the prisoners' counsel to apply at any time for a reduction of bail."

Before the actual arraignment of the two young women Mr. Stokes's lawyer had a conference with the Court.

"I suppose the charge against the two prisoners is felonious assault?" said the Magistrate.

"No," replied Mr. McManus. "The charge is attempted murder. We will endeavor to prove that these young women sought to slay Mr. Stokes. My client will press the complaint in person as soon as he is able to appear in court."

Magistrate Preschl then said that the short affidavit on which the young women were originally held should be arraigned last Thursday, would not serve.

"If you are going to name the crime of attempted murder," said the Court, "you will have to draw up new affidavits and present the complaint in more elaborate detail. Also you will have to include a detailed statement concerning Mr. Stokes's condition, as these papers are ready we will proceed."

The prisoners were in the counsel room adjoining the tribunal during this colloquy and they remained there while Mr. McManus was engaged in drawing up the supplemental papers to clinch the charge of attempted murder. With them were their three lawyers, Herman Phillips, Robert M. Moore and Clarke L. Jordan. Attorneys Moore and Jordan have been added to their staff of counsel since the mysterious "angel" who has offered to defend them with unlimited funds came to their succor.

GIRLS' LAWYERS SQUABBLE OVER DEFENSE.

While the young women were conferring with their lawyers it was reported that the three attorneys were at loggerheads over the best plan of defense to the charge of attempted murder. Mr. Phillips, who has not had the experience in criminal practice of Messrs. Moore and Jordan, had accepted the girls' statement that they only defended themselves after a savage physical attack upon them by the millionaire.

Mr. Moore, who defended Dr. Kennedy at his third trial for the murder of Dolly Reynolds and who has appeared in other well known cases, frankly opposed this plan after he had had several conferences with the chorus girls in the West Side Court Prison. Just what plan he had hit upon Mr. Moore would not state.

Mr. Jordan said that he agreed with Mr. Phillips or Mr. Moore on their theories of the best scheme of defense.

Lillian Graham and Ethel Conrad spent several hours this morning grooming themselves for the appearance in court. They had brought down to the prison a quantity of their most fetching finery, and by the aid of several mirrors, the like of which had never been seen within the prison walls before, they accomplished great results.

PRISON MATRON ACTS AS LADY'S MAID.

Their complexions had never shown to better advantage, and their coiffures were pronounced masterpieces by the prison matron, who had assisted in the readiness of lady's maid. That they both possessed rare beauty was admitted by the most cynical court attendants, who have arraigned many comely prisoners at the bar in their day.

There was not the merest hint of prison pallor upon their blooming cheeks and there was no doubt that they had not got their color from the straight.

The girls' counsel declared to-day that after they were taken to the station-house from their apartment in the Varuna the apartment was entered and a number of letters stolen from Miss Graham's trunk. She had put a bundle of letters, twelve in all, said to have been written to her by Mr. Stokes, in the trunk, which she had locked and had taken the key with her when she was arrested.

Friday morning Mr. Moore visited Miss Graham and she gave the key to him. He went to the arena.

"When I unlock the trunk," said Mr. Moore, "I found it had been opened before I got there. Everything in it had been thrown around. There were nearly a hundred letters, all of which showed signs of having been hastily examined and thrown back out there was not a single letter from Mr. Stokes."

Mr. Moore is inclined to put the ransacking of Miss Graham's trunk and the disappearance of the letters alleged to have been written by Stokes up to the police. The police deny having any such letters or that they saw any.

DIES AT LUNCH TABLE.

Commission Merchant Lazarus Is Stricken in Restaurant.

Morris W. Lazarus, a commission merchant, of No. 12 East One Hundred and Seventh street, walked to-day with a business associate from his office at No. 41 Mercer street to the Broadway and Spring street, where Lazarus complained of being ill. He went into a lunch house at No. 42 Broadway and called for grapefruit.

While waiting for his order he suddenly complained of his heart and asked for water. Samuel Chelmer, the manager, brought the water and found his customer had fallen dead from heart trouble.

Out of Work, He Ends Life With Gas.

William H. Mason, a piano builder, aged forty-five, killed himself with gas to-day in his room at the boarding house of Mrs. Charles Aske, No. 55 Halsted street, Long Island City. Before turning on the gas Mason had plugged the keyhole with paper and laid towels over a crack in the window. Two weeks ago he lost his job in a factory and became dependent. He is believed to have been unmarried.

"MANANA" TIES UP SUBWAY ONCE MORE, WHILE REPORT OF McANENY IS DELAYED

"Nothing To-Day," Says Head of Transit Committee, and Blames Printer.

REVISION IS REAL CAUSE

Manhattan President Asks Delay of Estimate Board Meeting to Postpone Action.

Some mysterious cause to-day in City Hall circles held up, for the time being, the long expected Subway report of the Transit Committee. Borough President McAneny, Chairman of the Committee, announced the new delay. Mr. McAneny on Friday gave his word that at 10 o'clock on Monday morning of this week he would be at his office with copies of an excerpt of the report prepared for the evening newspapers.

Here is a bulletin of Mr. McAneny's movements obtained over the telephone connected with his residence, No. 19 East Forty-seventh street:

9:30 o'clock—I am Mr. McAneny's secretary. He is asleep, and I cannot disturb him. You want to know when the newspapers will get the subway report? God only knows!

9:45 o'clock—No, this is not Mr. McAneny. I am his secretary. Mr. McAneny is taking his bath. Call up in half an hour.

10:15 o'clock—Mr. McAneny is dressing. You can have him at the telephone in about fifteen minutes. Call again.

10:30 o'clock—Yes, this is McAneny. Oh, that subway report! Well, I cannot say when it will be ready. The delay is with the printer, I believe. Of course there will be no excerpt ready until we go the report from the printers. It will have 128 pages, and it now looks as if it will not be ready in time for to-day's Board of Estimate meeting.

REVISION OF REPORT REAL CAUSE FOR DELAY.

A member of the Public Service Commission, who requested that his name be withheld, said to-day that the real cause for the delay of the subway report was that certain corrections were decided upon after the report had reached the hands of the printer. Ever since last Monday, when five Commissioners and the three members of the Transit Committee claimed to have reached an agreement in meeting at the Bar Association, there has been a series of denials that corrections of any sort had been made in the report. As a matter of fact, corrections have been going in all week.

The Evening World also learned from a reliable source that the sole cause of the delay was the printer's corrections, and provided the conference could "stay put" for an hour, the complete report would be forthcoming from the printers.

At 11 o'clock a clerk in the office of McAneny at City Hall handed out the following typewritten statement, which he said the Borough President had dictated to a stenographer from his residence.

I am sorry, but it has proved physically impossible to get the draft of the transit report in proper shape for submission at a meeting of the Board of Estimate this afternoon.

I have asked that the meeting of the Committee of the Whole go over until 12 o'clock to-morrow. This will allow the time we must have for finishing up.

We did not get the final proofs of the major part of the report until midnight last night, and we worked over them until 2 o'clock this morning; but a lot of material still has to be checked up, and it will take three or four hours to do it. I shall devote to-day to that, and see Chairman William R. Wilcox of the Public Service Commission again this afternoon. In the morning we shall have printed copies ready for distribution. This change of plan will not affect the date upon which the final vote upon the report is taken in the Board of Estimate.

The Transit Committee has had the subway question in hand since Feb. 1. Its members are Mr. McAneny, Borough President; Crownwell of Staten Island; and Borough President Miller of the Bronx, all of whom were elected in the fall of 1909 upon pledges made in the Evening World that they would vote for the construction of an independent subway system such as the Triborough.

The present Board of Estimate has been in office for one year and a half and nothing has been accomplished to relieve present congested transit conditions.

Oct. 27 last the Public Service Commission opened bids for the construction of the Triborough subway system, which they had been working upon since July, 1907, the preparation of plans for which ran into millions. These plans the commission suddenly abandoned, turning to the Interborough.

John Sergeant Cram, the new member of the commission, appointed last week, says that the quickest relief he sees would be for the commission to send these Triborough contracts to the Board of Estimate and start digging new subways at once, arranging for their operation later on.

Mr. Cram to-day resigned the chairmanship of the Democratic County Committee.

B'KLYN SUBWAY HALF DONE.

Report on Fourth Avenue Tunnel Shows Great Progress of Work.

A resume of the progress of the work on the Fourth Avenue subway, Brook-

NEXT WEEK!

"When oh when will the work begin?" Improve the strap-hanger meek. And the answer comes from the Subway King: "Manana! Manana!—Next week!"

"Manana! Manana!—Always the same. Be it Mexican, Latin or Greek; While our heads grow long 'tis 'Manana! Manana!—Next week!'"

lyn, has been prepared by the secretary of the Public Service Commission and it shows that about 70 per cent. of the excavation has been done, and well on to 50 per cent. of the entire job of building the subway has been completed.

About four miles of four-track road are under construction, the total contract price being nearly \$15,000,000. About 1,125,000 cubic yards have been removed, the material being chiefly sand and gravel, no solid rock having been encountered.

SCHEIB SET FREE AGAIN, BUT IS AT ONCE REARRESTED

(Continued From First Page.)

would result in greatly reducing this expense.

"Did you expect through this means to avoid some of the competition?" asked Chairman Hardwick of the committee.

"Well, I suppose it had some effect of that kind."

Mr. Atkins was asked many questions relative to the organization in 1887 of the sugar refiners' company, which later became the American Sugar Refining Company. He said the organization was to reduce the cost of production and that he received for his concern, the Bay State Refining Company, which he valued at \$50,000, trust certificates of the securities of holding company of value of \$80,000.

FREE COMPETITION BEFORE TRUST WAS FORMED.

Representative Madison of Kansas asked Mr. Atkins if it were not a fact that previous to 1887 there was free and open competition in the buying of raw and the selling of refined sugar in this country.

"Yes," Mr. Atkins said, "there was free competition."

"That competition you found to be onerous, didn't you?"

"Yes, it was."

"You wished to avoid that competition," Mr. Madison continued, "and it was for that reason that Mr. Havemeyer gathered together yourself and about a dozen other sugar manufacturers for the purpose of forming an agreement to eliminate this competition, was it not?"

"Well," Mr. Atkins said, "the principal object was to reduce the cost of production."

"There were three purposes, were there not, that influenced you—first, to eliminate competition, second to obtain the best possible prices for your products, and then to reduce the cost of production?"

"I think the third reason was what was in our minds primarily," said Mr. Atkins.

Mr. Madison asked him if it was not a fact that in 1887 the seventeen companies combined were in control of 90 per cent. of the sugar business of the United States.

Mr. Atkins said he thought this an exaggeration and explained that the American Sugar Refining Company was formed in 1881 to succeed the trustees of the sugar refiners' company because of the illegality of the latter organization was questioned.

He testified that he had been made vice-president of the American Sugar Refining Company two years ago at the instance of New England stockholders who had been unable to secure information from the company as to the business it was doing.

"I often tried to get it," he said, "but they always turned me off and put out the fire. They never published any report. We knew they were doing a good business, because the dividends were always paid."

BOY BURNED IN CRIB.

Children Set Fire to It While Playing About House.

Frank Farli, four years old, was seriously burned to-day when, during the absence of his mother at the nearby grocery, some of the children in the tenement at Nos. 10-12 Thompson street, who were playing ball in the Farli flat, set fire to the crib wherein Frank was sleeping.

Joseph Motta of No. 107 Thompson street heard the children screaming and ran to the flat with a friend. They threw a rug over the crib and put out the fire. Then they rubbed away oil on the boy's body. He was later taken to St. Vincent's Hospital, where the doctors say he will probably not recover.

SHIPPING NEWS.

ALMANAC FOR TO-DAY.

San rises, 4:28; sun sets, 7:50; moon rises, 8:45.

THE TIDES.

High Water, Low Water.

A.M. P.M. A.M. P.M.

Sandy Hook, 4:28, 8:30, 2:44, 3:30.

High Water, 10:25, 10:57, 2:34, 4:10.

PORT OF NEW YORK.

Arrivals: Friedrich Wilhelm, Bremen; Minuteman, London; Port Antonio, London; New Orleans, New Orleans; Nordam, Rotterdam.

INCOMING STEAMERS.

Dec 7 to-day.

Paravla, Hamburg; San Juan, San Juan; Lord Lauderdale, Glasgow; Alliana, Cebu.

OUTGOING STEAMERS.

Sailed to-day.

Adriatic, Southampton; Princess Anne, Norfolk; Colon, Cristobal.

Painter Fractures Skull.

While painting the front of a building at No. 61 Prince street this afternoon Harry Braunfield, twenty years old of No. 61 Cannon street fell from the second floor to the street. He was removed to St. Vincent's Hospital suffering from a fractured skull.

Show Girls Fighting for Freedom on Bail in Stokes Shooting Case



ETHEL CONRAD.

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FEW EARLY HITS IN HILL TOP GAME

AMERICAN LEAGUE PARK, NEW YORK, June 12.—A crowd of 2,000 saw the Hilltops and Cleveland go to the bat in the second game of what promised to be a red hot series. The ground was still a little too damp and heavy for fast base running, but otherwise the day was ideal for baseball. Quinn did the pitching for New York and he was opposed by a young fellow named James, who has just broken into the league. In the first inning Quinn quickly disposed of the visitors and none of them reached first base. No runs.

Chase started off with a hot one past third, but Gardner was the victim of a wonderful stop by Ball, being robbed of what looked like a sure single. Sweeney and Quinn were easy outs.

Quinn still had the upper hand in the second inning and retired the side in less than two minutes, the only feature being a wonderful catch by Cree of Birmingham's low liner.

The Hilltoppers also failed to score in their half of the first, though they had young James in a role for some time. After Daniels' out to the pitcher, Walter and Hartzell both walked. Cree drove a sharp grounder to Olsen, who made a great stop and forced Hartzell at second. Knight then struck out.

BATTING ORDER.

New York: Daniels, cf.; Walter, rf.; Hartzell, 3b.; Cree, lf.; Knight, ss.; Chase, 1b.; Gardner, 2b.; Sweeney, c.; Quinn, p.

Cleveland: Graney, cf.; Olsen, ss.; Easterley, rf.; Stovall, 3b.; Birmingham, cf.; Turner, 1b.; Land, 2b.; James, p.

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